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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

GARY W. JETER : DOCKET NO. 2:06-cv-81
VS. : JUDGE MINALDI
COMMISSIONER OF SOCIAL : MAGISTRATE JUDGE KAY
SECURITY

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein and after an independent review of the record, and a *de novo* determination of the issues, and consideration of the objections filed herein, and having determined that the findings are correct under applicable law; it is

ORDERED that plaintiff's motion for an attorney's fee award pursuant to 42 U.S.C. § 406(b) should be granted in the amount of \$6,281.25, conditioned, however, upon counsel's immediate remittance to the plaintiff, Gary W. Jeter, of \$2,287.50 previously awarded by the court under the Equal Access to Justice Act.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 2 day
of April, 2009.


PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE